

three divisions as we know them in Lincoln, Nebraska or more. I do not support Senator Lamb's amendment. I have some sincere concerns from his perspective as well as from mine. Thank you.

SPEAKER NICHOL: Senator Vickers is next but may I please introduce some guests under the north balcony. They are friends of Senator Conway. They are Vicky Schwarten, and Vaughn Benson, and Tony Kochenesh. Would you please stand and be recognized. Thank you. Senator Vickers, then Senator Beutler.

SENATOR VICKERS: Mr. President and members, I rise to oppose the Lamb amendment and I would like to point out, there was some concern raised yesterday about the constitutionality of the voting mechanism to retain the attendance center. Senator Lamb raised that issue. He asked the Attorney General's opinion. I can assure you that if this amendment gets adopted, I think we are in as deep, if not deeper trouble, in my opinion deeper trouble on the constitutional question with taxation without representation because we are not talking here about levying a cost per pupil such as we do under the tuition mechanism right now which I think, I always have thought had some real problems without...with people having to pay for something where they didn't have representation, now though...

SPEAKER NICHOL: Excuse me, Senator Vickers. (Gavel.) Ladies and gentlemen, would you hold the conversations down. It is difficult to hear the speakers. Thank you. Excuse me, Senator Vickers.

SENATOR VICKERS: Thank you, Mr. President. Now, however, we are talking about levying a tax, levying a tax even though there is no representation on that entity levying the tax. I think that is clearly unconstitutional, first of all. Secondly, it is not going to solve the major problems we have in the funding of schools in this state because we are still going to be talking about a situation where a school district without any choice on their part, I might add, that has a high school district is going to have to continue to try to figure out what portions of their budget go to the high school which has always been a question. It has been a question that the people have been challenging in the courts for a number of years and probably will continue to because it is difficult to determine how much of the heat